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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF ARIZONA

8 United States of America,

9 Plaintiff,

10 v.

11 Ricardo Molina-Garcia,

12 Defendant.
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MAGISTRATE NO. 08-0437M

**Order Granting Parties' Joint Motion
to Extend Time to Indict**

14 HAVING considered the parties' Joint Motion for Extension of Time to Indict and good
15 cause having been shown;

16 THE COURT makes the following findings:

- 17 1. Counsel for defendant has only recently been appointed;
- 18 2. The defendant earnestly wishes to consider the plea offer extended by the
- 19 government;
- 20 3. The defendant wishes to investigate possible defenses prior to considering the
- 21 government's plea offer, which is made pursuant to a 'fast track' early disposition
- 22 program authorized by the Department of Justice pursuant to § 401(m) of the
- Prosecuting Remedies and Tools Against the Exploitation of Children Today Act
- 23 of 2003 (PROTECT Act), Pub. L. 108-21, 117 Stat. 650 (Apr. 30, 2003);
- 24 4. The government's plea offer, if accepted by the defendant and then the court,
- would likely reduce defendant's exposure to a significant term of imprisonment;
- 25 5. If the defendant does not timely accept the plea offer prior to indictment, the
- government will withdraw said plea offer and any subsequent plea offer after
- 26 indictment would likely be less advantageous to the defendant;
- 27 6. Failure to extend time for indictment in this instance would thus operate to bar
- 28 defendant from reviewing the government's plea offer in a meaningful way prior
- to indictment;

